

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-first Legislature First Regular Session - 2011

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 13  
BY HEALTH AND WELFARE COMMITTEE

1 A CONCURRENT RESOLUTION  
2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DE-  
3 PARTMENT OF HEALTH AND WELFARE RELATING TO MEDICAID ENHANCED PLAN BENE-  
4 FITS.

5 Be It Resolved by the Legislature of the State of Idaho:

6 WHEREAS, the Legislature is vested with authority to reject executive  
7 agency rules under the provisions of Section 67-5291, Idaho Code, in the  
8 event that the Legislature finds that the rules are not consistent with leg-  
9 islative intent; and

10 WHEREAS, it is the finding of the Legislature that certain rules of the  
11 Department of Health and Welfare relating to Medicaid Enhanced Plan Benefits  
12 are not consistent with legislative intent and should be rejected.

13 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Ses-  
14 sion of the Sixty-first Idaho Legislature, the House of Representatives and  
15 the Senate concurring therein, that IDAPA 16.03.10, Department of Health and  
16 Welfare Rules Governing Medicaid Enhanced Plan Benefits, Section 270, Nurs-  
17 ing Facility: Special Rates, Subsection 03 relating to Reporting and 07 re-  
18 lating to Treatment of the Special Rate Cost for Future Rate Setting Periods,  
19 only, adopted as pending rules under Docket Number 16-0310-1003, be, and the  
20 same are hereby rejected and declared null, void and of no force and effect.